



TELEPHONE (203) 459-0200
FAX: (203) 459-0201

LAW OFFICES
BARRY R. LIPSITZ
BRADFORD GREEN, BUILDING 8
755 MAIN STREET
MONROE, CONNECTICUT 06468

PATENTS, TRADEMARKS, COPYRIGHTS

BARRY R. LIPSITZ
DOUGLAS M. McALLISTER
ANDREW D. GATHY

In re Application of: G. Hergenhan
Application No.: 10/714,555
Filed: November 14, 2003
For: **POSITIONING DEVICE**

Mail Stop Amendment

Commissioner for Patents Art Unit: 2873
P.O. Box 1450 Examiner: T. Thompson
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is:

- A Preliminary Amendment in the above-identified application (3 pages);
 Return receipt postage prepaid postcard;

				Small Entity		Large Entity	
	Claims Remaining After Amendment	Highest Previously Paid For	Present Extra	Rate	Addit. Fee	Rate	Addit. Fee
Total	20	20	0	x 9 =		x18 =	
Indep.	1	3	0	x43 =		x86 =	
Total Additional Fee							

- I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: **Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450** on August 26, 2004.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

Very truly yours,

Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
Law Office of Barry R. Lipsitz
755 Main Street
Monroe, Connecticut 06468
(203) 459-0200

Attorney Docket No.: HOE-785



IFW

P A T E N T

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
G. Hergenhan) Examiner: T. Thompson
Application No.: 10/714,555) Art Unit: 2873
Filed: November 14, 2003)
For: POSITIONING DEVICE)

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to MS AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: August 26, 2004.

By: Carol Prentice
Carol Prentice

PRELIMINARY AMENDMENT

Dear Sir:

This Preliminary Amendment is responsive to the Office Action mailed on August 9, 2004.

Amendments to the specification are reflected on page 2 of this paper.

Remarks begin on page 3 of this paper.